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Date: October 27, 2003

  
Paige A. Johnson

Attorney Docket No. 11000.1042c3  
PATENT APPLICATION



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of **Alain DELCAYRE**

Group Art Unit: 1636

Serial No. : 10/607,752  
Filed : June 26, 2003  
For : **COMPOUNDS FOR THE TREATMENT OF INFECTIOUS  
AND IMMUNE SYSTEM DISORDERS AND METHODS  
FOR THEIR USE**

**INFORMATION DISCLOSURE STATEMENT**

COMMISSIONER FOR PATENTS  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Examiner:

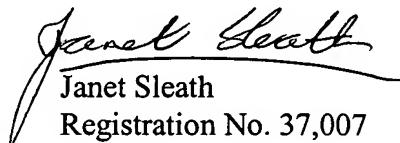
The attached is form PTO/SB/08 that lists previously disclosed references in connection with the related application. The related patent application is U.S. Patent Application No. 10/100,679, filed March 14, 2002.

The documents listed on the accompanying form PTO/SB/08 were listed in compliance with the provisions of 37 C.F.R. §§ 1.56, 1.97 and 1.98, as amended. Applicants do not concede that the references are "prior art" under 35 U.S.C. §102 or 103, and specifically reserve the right to antedate such materials, as by a showing under 37 C.F.R. § 1.131 or otherwise. Copies of the listed references were filed in connection with the related applications. Applicants will provide additional copies of these references if requested by the Examiner.

Applicants note that MPEP 2001.06(b) specifies that normally, if the application under examination is identified as a continuation-in-part of an earlier application, the Examiner will consider the art cited in the earlier application. Applicants respectfully request that the Examiner communicate to the Applicants that the art listed in the attached PTO/SB/08 form is made of record in the subject application.

This Information Disclosure Statement is being filed prior to receipt of any substantive Office Action, and no fee or certification is therefore required.

Respectfully submitted,

  
Janet Sleath  
Registration No. 37,007

**Date: October 27, 2003**  
SPECKMAN LAW GROUP  
Customer No. 20601



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**TRANSMITTAL LETTER**

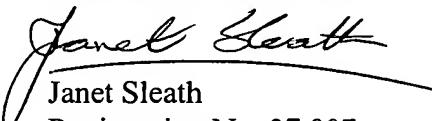
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Enclosed for filing in the above-referenced patent application are the following:

1. Information Disclosure Statement;
2. form PTO/SB/08 (2 pages); and
3. Return-receipt postcard.

The Commissioner is hereby authorized to charge any additional fees, which may be required in connection with the filing of these documents, or credit any overpayment to Deposit Account No. 19-3555. This document is filed in duplicate.

Respectfully submitted,

  
Janet Sleath  
Registration No. 37,007

Date: October 27, 2003  
**SPECKMAN LAW GROUP**  
Customer No. 20601

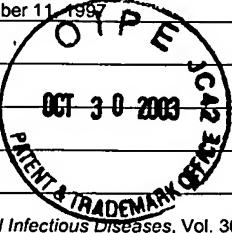
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Substitute for form 1449A/PTO		<i>Complete if Known</i>	
<b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b> <i>(use as many sheets as necessary)</i>		Application Number	10/607,752
		Filing Date	June 26, 2003
		First Named Inventor	Alain DELCAYRE
		Examiner Unit	1636
		Examiner Name	Not Yet Assigned
Sheet	1	of	Attorney Docket Number
		11000.1043c3	

U.S. PATENT DOCUMENTS					
Examiner Initials*	Cite No. <sup>1</sup>	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number-Kind Code <sup>2</sup> (if known)			
1	US-				
2	US-				
3	US-				
4	US-				
5	US-				
6	US-				

FOREIGN PATENT DOCUMENTS					
Examiner Initials*	Cite No. <sup>1</sup>	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines Where Relevant Passages or Relevant Figures Appear
		Country code <sup>3</sup> -Number <sup>4</sup> -Kind Code <sup>5</sup> (if known)			

OTHER PRIOR ART – NON PATENT LITERATURE DOCUMENTS					
Examiner Initials	Cite No. <sup>1</sup>	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published			
1	PCT International Search Report for PCT/NZ00/00121, filed July 10, 2000				
2	Swiss-Prot Accession No. P91408; Geisel, C., et al., submitted December 15, 1998				
3	PIR Accession No. T46707; Ilg, T., et al., submitted February 18, 2000				
4	PIR Accession No. T28682; Parkhill, J., et al., submitted October 15, 1999				
5	TREMBL Accession No. Q9S9B2; Raghavan, V., et al., submitted May 1, 2000				
6	Swiss-Prot Accession No. P06530; Kiss, A., et al., submitted January 1, 1988				
7	Swiss-Prot Accession No. Q06965; Neidle, E.L., et al., submitted October 1, 1996				
8	TREMBL Accession No. E968234; LeGoux, R., et al., submitted November 1, 1998				
9	TREMBL Accession No. E1263321; Van, L.F., et al., submitted November 1, 1998				
10	GenPept Accession No. CAB45489; James, K.D., et al., submitted June 18, 1999				
11	GenPept Accession No. CAB07451; Dziadek, J., et al., submitted March 19, 1997				
12	GenPept Accession No. BAA97474; Nakamura, Y., submitted April 2, 1999				
13	Swiss-Prot Accession No. P41014; Ishizuka, M., submitted August, 1994				
14	GenPept Accession No. AAF10382; White, O., et al., submitted November 8, 1999				
15	GenPept Accession No. AAD34368; Janoir, C., et al., submitted February 22, 1999				
16	GenPept Accession No. AAC70256; Kuzio, J., et al., submitted August 3, 1998				
17	GenPept Accession No. AAA72555; Tokunaga, T., et al., submitted 1985				
18	GenPept Accession No. AAB38132; Shago, M., et al., submitted February 29, 1996				

19	GenPept Accession No. AAC32046; Zhu, W.M., et al., submitted November 11, 1997	
20	BOWIE, et al., <i>Science</i> , Vol. 247, pp. 1306-1310 (March, 1990)	
21	RUDINGER, <i>Peptide Hormones</i> , pp. 1-7, (June, 1976)	
22	STRUGNELL, et al., <i>Immunol Cell Biol</i> , Vol. 75, pp. 364-369, (1997)	
23	<i>Encyclopedia Britannica</i> online	
24	GRiffin, JFT., "Veterinary Tuberculosis Vaccine Development", <i>Clinical Infectious Diseases</i> , Vol. 30(suppl), pp. S223-228, (June, 2000)	
25	McCLUSKIE, MJ, et al., "Route and Method of Delivery of DNA Vaccine Influence Immune Responses in Mice and Non-Human Primates", <i>Molecular Medicine</i> , Vol. 5, No. 5, pp. 287-300, (May, 1999)	
26	FINE, PEM, "Vaccines, genes and trials", <i>Genetics and tuberculosis</i> , Vol. 217, pp. 57-72, (1998)	

Examiner Signature	Date Considered
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EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

<sup>1</sup> Applicant's unique citation designation number (optional). <sup>2</sup> See Kinds Codes of USPTO Patent Documents at [www.uspto.gov](http://www.uspto.gov) or MPEP 901.04. <sup>3</sup> Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). <sup>4</sup> For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>5</sup> Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. <sup>6</sup> Applicant is to place a check mark here if English language Translation is attached.

Burden Hour Statement: This form is estimated to take 2.0 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P O Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P O Box 1450, Alexandria, VA 22313-1450.